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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91195961
Party	Plaintiff ELVH, Inc.
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Submission	Withdrawal of Opposition
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Date	01/15/2015
Attachments	Stipulated Dismissal 01-15-2015.pdf(163538 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

	}	
	}	Application Ser. Nos. 77919644
ELVH, INC.	}	and 77919645
	}	Marks: KELLYVANHALEN
	}	
Opposer	}	
	}	
v.	}	Opposition No. 91195961
	}	
KELLY VAN HALEN	}	
	}	
Applicant	}	

**STIPULATED DISMISSAL OF OPPOSITION AND  
ABANDONMENT OF APPLICATIONS**

The parties to this Opposition have reached a comprehensive settlement agreement requiring dismissal of the civil action, dismissal of this Opposition with prejudice, and abandonment of the subject applications (serial nos. 77919644 and 77919645). The parties respectfully request that the Board enter an appropriate order for this proceeding and for the subject applications.

By his signature below, Mr. Daniel C. DeCarlo represents that he represents Applicant with respect to the instant motion for dismissal and abandonment. Mr. DeCarlo's representation of Applicant in the corresponding civil action is shown, for instance, in the attached Joint Stipulation for Dismissal With Prejudice Pursuant to FRCP Rule 41(A)(1)(a)(ii) filed January 5, 2015 (a dismissal that has since been entered by the court).

Date: January 15, 2015

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Certificate of Service

This is to certify that a copy of the foregoing was served this 15<sup>th</sup> day of January 2015 first-class mail, postage prepaid, on the following:

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Attorneys for Defendant

KELLY VAN HALEN

UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION

ELVH, INC., a California corporation,

Plaintiff,

vs.

KELLY VAN HALEN, an individual,

Defendant.

CASE NO. 13-CV-7524 MWF-PJW

**JOINT STIPULATION FOR  
DISMISSAL WITH PREJUDICE  
PURSUANT TO FRCP RULE  
41(A)(1)(a)(ii)**

Plaintiff ELVH, Inc. and Defendant, Kelly Van Halen (collectively), pursuant to FRCP Rule 41(A)(1)(a)(ii) stipulate to dismiss this case with prejudice with each party to assume its own attorney's fees and costs.

1 DATED: January 5, 2015

JEFFREY R. COHEN  
MILLEN WHITE ZELANO & BRANIGAN

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3  
4 By: /s/ Jeffrey R. Cohen  
5 Jeffrey R. Cohen  
6 Attorneys for Plaintiff ELVH, INC.  
7

8 DATED: January 5, 2015

DANIEL C. DECARLO  
ROBERT M. COLLINS  
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12 By: /s/ Daniel C. DeCarlo  
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